

Pendley led the Agency illegally, without Senate confirmation, under the previous administration: Pendley, a fringe climate change denier who explicitly called for the Federal Government to sell off all its public lands and who actively encouraged armed standoffs between law enforcement and ranchers.

It is a shame that we have people who put politics above people and our public lands, but that is the unfortunate reality of the U.S. Senate in Washington, DC.

The person these folks have made Tracy out to be is not the person that I have known and worked with over the last decade-plus. If she were that, I would not be standing here supporting her today. She will bring good old-fashioned Montana common sense to the Bureau of Land Management, along with a steadfast dedication to manage our public lands and the thousands of jobs that rely on those public lands. She will lead the Agency with dignity and honor and integrity.

And, as she has done her entire career, Tracy will bring folks together, from both sides of the aisle and all sides of the issue, to get things done and make a real impact on our public lands.

I am proud to support Tracy Stone-Manning, and I look forward to seeing the great work that she will do as the next leader of the Bureau of Land Management. I urge my colleagues to do the same.

Mr. President, I ask unanimous consent that all remaining time be yielded back.

The PRESIDING OFFICER (Mr. MARKEY). Without objection, it is so ordered.

#### VOTE ON MOTION TO DISCHARGE

The PRESIDING OFFICER. Under the previous order, the question is on agreeing to the motion to discharge the nomination of Tracy Stone-Manning, of Montana, to be Director of the Bureau of Land Management.

Mr. TESTER. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. THUNE. The following Senator is necessarily absent: the Senator from South Dakota (Mr. ROUNDS).

The result was announced—yeas 50, nays 49, as follows:

[Rollcall Vote No. 280 Ex.]

#### YEAS—50

Baldwin	Duckworth	Klobuchar
Bennet	Durbin	Leahy
Blumenthal	Feinstein	Lujan
Booker	Gillibrand	Manchin
Brown	Hassan	Markey
Cantwell	Heinrich	Menendez
Cardin	Hickenlooper	Merkley
Carper	Hirono	Murphy
Casey	Kaine	Murray
Coons	Kelly	Ossoff
Cortez Masto	King	Padilla

Peters  
Reed  
Rosen  
Sanders  
Schatz  
Schumer

Shaheen  
Sinema  
Smith  
Stabenow  
Tester  
Van Hollen

Warner  
Warnock  
Warren  
Whitehouse  
Wyden

#### NAYS—49

Barrasso  
Blackburn  
Blunt  
Boozman  
Braun  
Burr  
Capito  
Cassidy  
Collins  
Cornyn  
Cotton  
Cramer  
Crapo  
Cruz  
Daines  
Ernst  
Fischer

Graham  
Grassley  
Hagerty  
Hawley  
Hoeven  
Hyde-Smith  
Inhofe  
Johnson  
Kennedy  
Lankford  
Lee  
Lummis  
Marshall  
McConnell  
Moran  
Murkowski  
Paul

Portman  
Risch  
Romney  
Rubio  
Sasse  
Scott (FL)  
Scott (SC)  
Shelby  
Sullivan  
Thune  
Tillis  
Toomey  
Tuberville  
Wicker  
Young

#### NOT VOTING—1

#### Rounds

The motion was agreed to.  
The PRESIDING OFFICER (Mr. PETERS). The nomination is discharged and will be placed on the calendar.

The majority leader.

Mr. SCHUMER. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The bill clerk proceeded to call the roll.

Mr. SCHUMER. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I move to proceed to executive session to consider Calendar No. 232.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The bill clerk read the nomination of Ur Mendoza Jaddou, of California, to be Director of the United States Citizenship and Immigration Services, Department of Homeland Security.

#### CLOTURE MOTION

Mr. SCHUMER. Mr. President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The senior assistant bill clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the

Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 232, Ur Mendoza Jaddou, of California, to be Director of the United States Citizenship and Immigration Services, Department of Homeland Security.

Charles E. Schumer, Richard J. Durbin, Jacky Rosen, Debbie Stabenow, Edward J. Markey, Sheldon Whitehouse, Tina Smith, Amy Klobuchar, Michael F. Bennet, Christopher Murphy, Elizabeth Warren, Jack Reed, Richard Blumenthal, Ron Wyden, Catherine Cortez Masto, Kirsten E. Gillibrand, Gary C. Peters.

Mr. SCHUMER. Finally, I ask unanimous consent that the mandatory quorum call for the cloture motion filed today, July 27, be waived.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. SCHUMER. I yield the floor.

The PRESIDING OFFICER. The Senator from Rhode Island.

#### U.S. SUPREME COURT

Mr. WHITEHOUSE. Mr. President, I am here once again to shed a little light on the dark money scheme to capture and control our Supreme Court.

As folks may recall, my first two speeches covered the early foundation of this scheme—a prominent conservative lawyer Lewis Powell's detailed strategy memo for the corporate U.S. Chamber of Commerce and then Justice Lewis Powell's work on the Court to assure his corporate power strategy's success.

From there, I turned to what historian Richard Hofstadter called the paranoid style in American politics and how extreme anti-government megadonors like the Kochs harness that rightwing fringe and how, at the same time, they had at their disposal the polished mercenaries of corporate administrative agency warfare.

Then I discussed the scheme's two big recent dark money wins at the Supreme Court—the AAPPF dark money case and the Brnovich voter suppression case.

The nutshell overview of all of this is that it is a short jump for big donors from regulatory capture, which is a well-understood and broadly observed phenomenon, to applying known techniques of regulatory capture to capture a court.

As the big donors had this realization and made this jump, one of their most important players in applying capture techniques to the judiciary has been the Federalist Society.

I will start with some very straightforward observations. Every member of the Court's six-Justice Republican majority is a current or former member of the Federalist Society.

Justices regularly headline Federalist Society fundraisers, like the gala Brett Kavanaugh chose for his first major public speaking engagement after his disastrous confirmation, and they boast of their association with the group. The Federalist Society is a dark money organization. It receives millions in anonymous donations.